

Message Text

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PAGE 01 SEOUL 03915 112128Z

ACTION EA-09

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FM AMEMBASSY SEOUL

TO SECSTATE WASHDC PRIORITY 3827

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DEPARTMENT PASS BARTOCHA NSF

EO 11652: N/A

TAGS: TGEN, EWRG, KS

SUBJECT: NSF/KOSEF MEMORANDUM OF UNDERSTANDING

REF: SEOUL 3687

SUMMARY: KOREANS PROPOSE CHANGES IN MEMORANDUM OF UNDERSTANDING TO BE SIGNED BY NATIONAL SCIENCE FOUNDATION AND KOREAN SCIENCE AND ENGINEERING FOUNDATION IN SEOUL MAY 24.
END SUMMARY

1. DR. DEWEY D. RYU INFORMED EMBASSY MAY 9 THAT MINISTRY OF SCIENCE AND TECHNOLOGY (MOST) HAS AUTHORIZED HIM TO REPRESENT KOREA SCIENCE AND ENGINEERING FOUNDATION (KOSEF) IN PROPOSING ANY CHANGES HE BELIEVES ARE DESIRABLE IN MEMORANDUM OF UNDERSTANDING WORDING. EMBOFF AGREED TO PASS RYU'S PROPOSALS TO WASHINGTON FOR NSF COMMENT.

2. RU PROPOSES FOLLOWING CHANGES:

A. PARAGRAPH 4.3: INSERT "JOINT" BEFORE "SEMINARS AND WORKSHOPS".

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B. PARAGRAPH 5 LAST TWO SENTENCES: DELETE ALL FOLLOWING "EITHER PARTY MAY SEEK...", AND SUBSTITUTE "...RIGHTS IN THIRD COUNTRIES BASED UPON A SEPARATE AGREEMENT WITH THE OTHER PARTY. THE SEPARATE WRITTEN AGREEMENT SHALL INCLUDE THE ARRANGEMENTS CONCERNING THE SHARING OF RIGHTS AND COSTS IN THE THIRD COUNTRY."

C. ADD ENTIRELY NEW PARAGRAPH 14 AS FOLLOWS:" THIS MEMORAGNDUM OF UNDERSTANDING SHALL BE DOCUMENTED BOTH IN KOREAN AND ENGLISH, AND BOTH COPIES SHALL BE EXCHANGED."

D. THROUGHOUT TEXT (IN PARAGRAPHS 2, 3,11 AND 12) SUBSTITUTE "KOSEF" FOR "KSEF".

3. RYU QUESTIONED TWO ADDITIONAL POINTS, WITHOUT, HOWEVER, PROPOSING CHANGES:

A. RYU WONDERS ABOUT STATEMENT IN PARAGRAPH 13 THAT THE MEMORANDUM SHALL REMAIN IN FORCE FOR FIVE YEARS UNLESS RENEWED BY MUTUAL CONSENT. RYU SAYS THAT ON THE ONE HAND, IT MIGHT BE DESIRABLE TO SOMEHOW INDICATE JOINT PRESENT INTENT TO CONTINUE THE AGREEMENT LONGER THAN FIVE YEARS; AND ON THE OTHR HAND, THE COMMITMENT TO FIVE YEARS' DURATION MAY BE AWKWARD SINCE IN FACT EITHER PARTY WILL BE ABLE TO UNILATERALLY CEASE PARTICIPATION AT ANY TIME. RYU SAYS HE WILL ACCEPT PARAGRAPH 13 AS IT STANDS, BUT WONDERS WHETHER NSF MAY WANT TO PROPOSE DIFFERENT WORDING TO INCORPORATE ABOVE POINTS.

B. PARAGRPAH 12 LAST SENTENCE: RYU SUGGESTS THE WORD "MADE" BE INSERTED FOLLOWING" ...SHALL BE...", AND THAT WE MIGHT THEN RE-CAST THE WHOLE SENTENCE TO AVOID THE PASSIVE VOICE. HOWEVER, THE SENTENCE IS ALSO ACCEPTABLE AS IT STANDS.

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4. RYU OBSERVED THAT AS PARAGRAPH 5 PRESENTLY STANDS, ONE MIGHT INTERPRET IT TO MEAN THAT MERE NOTIFICATION OF THE OTHER PARTY WOULD BE SUFFICIENT TO ALLOW KOREA OR THE U.S. TO SEEK RIGHTS IN THIRD COUNTRIES. RYU MADE IT CLEAR THE KOREANS WANT INSTEAD TO REQUIRE SEPARATE WRITTEN AGREEMENT. EMBOFF RESPONDED BRIEFLY THIS PROPOSAL MAY NOT BE PRACTICAL, BUT THAT HE WOULD INFORM NSF OF RYU'S THOUGHTS. RYU ALSO EXPLAINED KOREANS ARE IN PROCESS OF CHANGING KSEF'S LEGAL ACRONYM TO "KOSEF" ON GROUNDS LATTER IS PRONOUNCEABLE. RYU EXPLAINED FINALLY THAT HE WILL PREPARE ENVISIONED KOREAN VERSION OF MEMORANDUM OF UNDERSTANDING BY TRANSLATING FROM ENGLISH VERSION ONCE WE AGREE ON WORDING IN ENGLISH.

5. WOULD APPRECIATE COMMENTS ON RYU'S PROPOSALS.
SNEIDER

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Message Attributes

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Sent Date: 11-May-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
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Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
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